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PATENT

I hereby certify that on the date specified below, this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

April 14, 2005
Date

Carolyn L. Ross
Carolyn L. Ross

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|-----------|---|----------------------|-----------|
| Appl. No. | : 09/652,968 | Confirmation No. | : 4756 |
| Applicant | : Vishnu K. Agarwal | | |
| Filed | : August 31, 2000 | Attorney Docket No.: | 501082.13 |
| Art Unit | : 2815 | Customer No. | : 27,076 |
| Examiner | : Jose R. Diaz | | |
| Title | : DEVICE AND METHOD FOR PROTECTING AGAINST OXIDATION OF A CONDUCTIVE LAYER IN SAID DEVICE | | |

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. §§ 1.56 and 1.97 through 1.98, applicant wishes to make known to the Patent and Trademark Office the references set forth on the attached form PTO-1449. This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior Application No. 09/200,253, filed November 25, 1998. The references listed on the attached Form PTO-1449 were submitted to and/or cited by the Patent and Trademark Office in this prior application and, therefore, are not required to be provided in this application. If the Examiner wishes, copies will be provided upon request. Although the aforesaid references are made known to the Patent and Trademark Office in compliance with applicant's duty to disclose all information he is aware of which is believed relevant to the examination of the above-identified application, applicant believes that his invention is patentable.

I hereby certify that no item set forth on the attached form PTO-1449 was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge, after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Please acknowledge receipt of this Information Disclosure Statement and kindly make the cited references of record in the above-identified application.

A fee of \$180 is submitted in accordance with 37 C.F.R. § 1.97(d). The Commissioner is authorized to charge any other fees which may be required, or credit any overpayment to Deposit Account No. 50-1266. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

DORSEY & WHITNEY LLP



Marcus Simon
Registration No. 50,258

MS:clr

Enclosures:

Postcard
Check
Fee Transmittal (+ copy)
Copy of Information Disclosure Statement
Form PTO-1449

1420 Fifth Avenue, Suite 3400
Seattle, WA 98101
Telephone (206) 903-8800
Facsimile (206) 903-8820

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Effective on 12/08/04

**FEE TRANSMITTAL SHEET
(FY 2005)**☐ Applicant claims small entity status (see 37 C.F.R. 1.27)**Complete if Known**

| | |
|---------------------|-------------------|
| Application No. | 09/652,968 |
| Filing Date | August 31, 2000 |
| First Inventor | Vishnu K. Agarwal |
| Group Art Unit | 2815 |
| Examiner Name | Jose R. Diaz |
| Atty. Docket Number | 501082.13 |

METHOD OF PAYMENT (Check One)

☒ The Director is hereby authorized to charge any additional fee required under 37 C.F.R. §§ 1.16 and 1.17 and 1.136(a)(3) and credit any over payments to Deposit Account No. **50-1266**; Deposit Account Name: **DORSEY & WHITNEY LLP**.

☒ Check Enclosed.

Extra Claim Fees

| Current Claims | Prior | Extra | Fee | Fee Paid |
|--------------------------------|-------|-------|-----|-------------|
| Total | 20 | x | \$ | \$ 0 |
| Ind. | 3 | x | \$ | \$ 0 |
| Multiple Dependent Claims | | x | \$ | \$ |
| Subtotal (Extra Claims) | | | | \$ 0 |

Petition Fee Under 37 CFR 1.17(f), (g), & (h)

Enclosed is a Petition filed under 37 CFR as indicated below:

☐ Petition Fee under 37 CFR 1.17(f) **Fee \$400**

§ 1.53(e) to accord a filing date.
§ 1.57(a) to accord a filing date.
§ 1.182 for decision on a question not provided for.
§ 1.183 to suspend the rules.
§ 1.378(e) for reconsideration of decision on petition refusing delayed payment of maintenance fee in expired patent.
§ 1.174(b) to accord a filing date to an application under §1.740 for extension of patent term.

☐ Petition Fee under 37 CFR 1.17(g) **Fee \$200**

§ 1.12 for access to an assignment record.
§ 1.14 for access to an application.
§ 1.47 for filing by other than all inventors or person not the inventor.
§ 1.59 for expungement of information.
§ 1.103(a) to suspend action in an application.
§ 1.136(b) for review of a request for ext. of time when §1.136(a) not avail.
§ 1.295 for review of refusal to publish a statutory invention registration.
§ 1.296 to withdraw a req. for pub. after notice of intent to publish issued.
§ 1.377 for review of decision refusing to accept a maintenance fee filed prior to expiration of a patent.
§ 1.550(c) for request for ext. of time in *ex parte* reexam. proceedings.
§ 1.956 for request for ext. of time in *ex parte* reexam. proceedings.
§ 5.12 for expedited handling of foreign filing license.
§ 5.15 for changing the scope of a license.
§ 1.5.25 for retroactive license.

☐ Petition Fee under 37 CFR 1.17(h) **Fee \$130**

§ 1.19(g) to request documents in a form other than provided in this part.
§ 1.84 for accepting color drawings or photographs.
§ 1.91 for entry of a model or exhibit.
§ 1.102(d) to make an application special.
§ 1.138(c) to expressly abandon an application to avoid publication.
§ 1.313 to withdraw an application from issue.
§ 1.314 to defer issuance of a patent.

FEE CALCULATION (Continued)**3. ADDITIONAL FEES**

| Large Entity Fee | Small Entity Fee | Fee Description | Fee paid |
|---------------------|------------------|--|----------|
| 50 | 25 | Surcharge - late provisional filing fee or cover sheet | \$ |
| 130 | 65 | Surcharge - Late nonprovisional filing fee or oath | \$ |
| 180 | 180 | Submission of IDS | \$180 |
| 40 | 40 | Recording each patent assignment per property (times number of properties) | \$ |
| 120 | 60 | Extension for reply within first month | \$ |
| 450 | 225 | Extension for reply within second month | \$ |
| 1,020 | 510 | Extension for reply within third month | \$ |
| 1,590 | 795 | Extension for reply within fourth month | \$ |
| 2,160 | 1,080 | Extension for reply within fifth month | \$ |
| 790 | 395 | Submission After Final 1.129 | \$ |
| 500 | 250 | Notice of Appeal | \$ |
| 500 | 250 | Filing a brief in support of an appeal | \$ |
| 1,000 | 500 | Request for oral hearing | \$ |
| 130 | 65 | Terminal Disclaimer Fee | \$ |
| 800 | 400 | Design Issue Fee | \$ |
| 790 | 395 | Request for Continued Examination (RCE) | \$ |
| 130 | | Request for voluntary publication or republication | \$ |
| 500 | 250 | Petition to Revive - unavoidable | \$ |
| 1,500 | 750 | Petition to Revive - unintentional | \$ |
| 200 | | Filing for patent term adjustment | \$ |
| 400 | | Request for reinstatement of term reduced | \$ |
| 1,120 | | Extension of term of patent | \$ |
| OTHER FEE (specify) | | | \$ |

Subtotal (Additional Fees)**\$180****Total Amount of Payment:****\$180**

Submitted by:

CUSTOMER NUMBER
27,076

DORSEY & WHITNEY LLP

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Reg. No.: 50,258

Signature:

Date: April 14, 2005

FORM PTO-1449
(REV.7-80)

APR 19 2005

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.

501082.13

APPLICATION NO.

09/652,968

INFORMATION DISCLOSURE STATEMENT

(Use cover sheet if necessary)

APPLICANT(S)

Vishnu K. Agarwal

FILING DATE

August 31, 2000

GROUP ART UNIT

2815

U.S. PATENT DOCUMENTS

| *EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
|----------------------|----|-----------------|----------|--------------------|-------|----------|-------------------------------|
| | AA | 5,888,588 | 03/30/99 | Nagabushnam et al. | 427 | 248.1 | |
| | AB | 6,060,741 | 05/09/00 | Huang | 257 | 315 | |
| | AC | 6,235,632 B1 | 05/22/01 | Nogami et al. | 438 | 675 | |
| | AD | | | | | | |
| | AE | | | | | | |
| | AF | | | | | | |
| | AG | | | | | | |
| | AH | | | | | | |
| | AI | | | | | | |
| | AJ | | | | | | |

FOREIGN PATENT DOCUMENTS

| | | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION | |
|--|----|-----------------|------|---------|-------|----------|-------------|----|
| | | | | | | | YES | NO |
| | AK | | | | | | | |
| | AL | | | | | | | |
| | AM | | | | | | | |
| | AN | | | | | | | |
| | AO | | | | | | | |

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

| | | |
|--|----|--|
| | AP | |
| | AQ | |
| | AR | |

EXAMINER

DATE CONSIDERED

* EXAMINER: Initial if reference considered, whether or not criteria is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant(s).